

TEXT OF AMENDMENTS TO HOUSE BILL 4572

AMENDMENT NO. 1

Mr. Jones of North Reading, Mr. Peterson of Grafton, Mr. Hill of Ipswich, Mrs. Poirier of North Attleboro, and Mr. deMacedo of Plymouth move to amend House Bill 4572 by inserting prior to item 1599-1027 in section 2A the following:

“1599-0030 For a reserve for election costs including but not limited to special election costs for municipalities; provided, that any unexpended funds from this line item shall be made available in fiscal year 2011\$7,200,000”

AMENDMENT NO. 2

Mr. McCarthy of East Bridgewater moves to amend the bill in section 2A, in line 45, by inserting after the words “Office of the Secretary of Administration and Finance” the following item:

1599-0030 For a reserve for election costs including but not limited to special election costs for municipalities; provided, that any unexpended funds from this line item shall be made available in fiscal year 2011 - \$7,200,000

AMENDMENT NO. 3

Mr. Kulik of Worthington moves to amend the bill by adding the following section:

SECTION X. Notwithstanding any general or special law to the contrary, the department of transitional assistance may amend its supplemental nutrition assistance program outreach plan, in this section referred to as SNAP, to include SNAP application assistance and retention activities conducted by community-based organizations or other state agencies; provided, further, that the department is authorized to maximize federal reimbursement from the United States Department of Agriculture for funds identified by community-based organizations for SNAP application assistance and retention activities, including assistance and retention activities funded through private, state or community development block grants; and, provided, further, that the department may provide the federal reimbursements identified for SNAP outreach efforts to commonwealth agencies and departments and community-based organizations engaged in outreach efforts, and for the administrative costs incurred by an agency, department or organization in claiming the federal reimbursements or processing additional SNAP applications.

AMENDMENT NO. 4

Representatives Patrick of Falmouth moves to amend House Bill 4572 by adding the following section:

“SECTION X. (A) Subsection (l) of section 6 of chapter 62 of the General Laws, as appearing in the 2008 Official Edition, is hereby amended by adding the following paragraph:-

(8) Notwithstanding any other provision of this section, the cumulative amount of credits allowed under this subsection together with section 38X of chapter 63 for all productions, shall not exceed \$50,000,000 for credits deemed attributable to the fiscal year July 1, 2010 through June 30, 2011 and shall not exceed \$50,000,000 for credits deemed attributable to the fiscal year July 1, 2011 through June 30, 2012.

(B) Section 38X of chapter 63 of the General Laws, as so appearing, is hereby amended by adding the following subsection:-

(g) Notwithstanding any other provision of this section, the cumulative amount of credits allowed under this section together with subsection (l) of section 6 of chapter 62 for all productions, shall not exceed \$50,000,000 for credits deemed attributable to the fiscal year July 1, 2010 through June 30, 2011 and shall not exceed \$50,000,000 for credits deemed attributable to the fiscal year July 1, 2011 through June 30, 2012.

(C) In order to implement paragraph (8) of subsection (l) of section 6 of chapter 62 and subsection (g) of section 38X of chapter 63 of the General Laws, with respect to the fiscal years July 1, 2010 through June 30, 2011 (in this section called FY 2011) and July 1, 2011 through June 30, 2012 (in this section called FY 2012) the department of revenue shall issue and implement rules or guidelines which may include but are not limited to the following:

(1) Any motion picture production company (in this subsection called a "production company") seeking a credit for a production that commences filming after January 27, 2010 and before January 28, 2011, shall file a notice (in this subsection called a "production notice") with the department, stating the amount of estimated expenses qualifying for the credit for the production and such other information required by the department. Any production company seeking a credit for a production that commences filming after January 27, 2011, and before January 28, 2012, shall file a production notice after January 27, 2011 with the Department, stating the amount of estimated expenses qualifying for the credit for the production and such other information required by the department.

(2) Production notices received by the department after January 27, 2010 and before January 28, 2011 shall be considered to be attributable to FY 2011 and shall reduce the available credit for FY 2011, as first reduced by amounts of credits attributable to FY 2011 as described in paragraph (5) of this subsection (C), in the order in which they are received, by not more than the amount of the credit calculated with respect to the estimated qualifying expenses stated in the notices. Production notices received by the Department after January 27, 2011 and before January 28, 2012, shall be considered to be attributable to FY 2012 and shall reduce the available credit for FY 2012, in the order in which they are received, by not more than the amount of the credit calculated with respect to the estimated qualifying expenses stated in the notices.

(3) A production company shall not be allowed a credit for a production commencing filming after January 27, 2010, and before January 28, 2012, unless filming commences within 90 days after the department has responded favorably to the notice and any credit shall not be allowed in excess of the amount of credit calculated with respect to the estimated qualifying expenses stated in the notice. A production company that does not commence filming within the required 90 day period will not be allowed a credit for that production and the credit otherwise attributable to that production will be available to other productions subject to the notice procedures and credit limits contained in this subsection (C).

(4) All productions commencing filming after January 27, 2010, and before January 28, 2012, are subject to the notice procedures and credit limits provided in this subsection (C) and shall not qualify for any credit under subsection (l) of section 6 of chapter 62 or section 38X of chapter 63 in any fiscal year except as allowed through such notice procedures and subject to such credit limits.

(5) Credit amounts associated with productions that commenced filming in the commonwealth before January 28, 2010, are not subject to the credit caps for FY 2011 or FY 2012 if credit applications for such productions are received by the department on or before March 15, 2010. Credit amounts associated with productions that commenced filming in the commonwealth before January 28, 2010, shall be treated as credits attributable to FY 2011, regardless of the production dates to which such credit applications relate, if credit applications for such productions are not received by the department by March 15, 2010. However, credits attributable to FY 2011 for productions commencing filming before January 28, 2010, shall be allowed before credits for productions that commence filming at a later date.

(6) The department shall not, before July 1, 2012, issue any credit certificate to a

production company that commences filming after January 27, 2012 and before July 1, 2012.”.

AMENDMENT NO. 5

Representative Patrick of Falmouth moves that House Bill 4572 be amended by inserting at the end thereof the following;

Section 139(f) of Chapter 164 as inserted by section 78 of chapter 169 of the Acts of 2008, Shall be amended by striking the first sentence and inserting in place thereof the following:- “The annual capacity of net metering shall not exceed 5 percent of the distribution company’s peak load.”

AMENDMENT NO. 6

Mr. Kulik of Worthington and Mr. Donato of Medford move to amend the bill by adding the following section:

SECTION X. Section 1 of chapter 32 of the General Laws is hereby amended by striking out the word “may” in line 488, as appearing in the 2008 Official Edition, and inserting in place thereof the following word: - shall.

SECTION X. Section 21 of chapter 32 of the General Laws, as appearing in the 2008 Official Edition, is hereby amended by striking out, in lines 177 to 181, the words “The commissioner of administration shall require the preparation of triennial actuarial valuation reports, with the first one to be completed as of January first, nineteen hundred and eighty-eight and experience investigations every six years in such manner as he deems most appropriate” and inserting in place thereof the following 3 sentences:-

An actuarial valuation of each system shall be conducted biennially, and experience investigations shall be conducted every 6 years. The first such valuation shall be completed as of January 1, 2011 or as of January 1 of the third year following the last actuarial valuation of the system, if earlier. Actuarial valuation reports and experience studies shall be conducted in such manner as the commissioner of administration, upon advice of the actuary, shall consider appropriate.

SECTION X. Subdivision (1) of section 22D of said chapter 32, as amended by section 18 of chapter 21 of the acts of 2009, is hereby further amended by inserting after the first sentence the following sentence:
- A funding schedule established under this section shall provide that the payment in any year of the schedule is no less than 95 per cent of the amount appropriated in the previous fiscal year.

SECTION X. Said chapter 32 of the General Laws is hereby further amended by inserting after section 22E the following section:-

Section 22F. (a) Systems, other than the state employees’ retirement system and the teachers’ retirement system, which conduct an actuarial valuation of the retirement system as of January 1, 2009 or later, may establish a revised retirement system funding schedule, subject to the approval of the actuary, which reduces the unfunded actuarial liability of the system to zero on or before June 30, 2040 as long as it satisfies the following conditions:

(1) The payment in any year under the revised schedule or any subsequent schedule shall not be less than the payment in any prior fiscal year under the then current schedule until the system is fully funded.

(2) The increase in the amortization component of the appropriations required by the schedule from year to year shall not exceed 4 per cent and shall be designed so that the funding schedule and any updates to it shall reduce the unfunded actuarial liability of the system to zero on or before June 30, 2040.

(b) If an updated actuarial valuation allows for the development of a revised schedule with reduced payments, the revised schedule shall be adjusted to reduce the unfunded liability of the system to zero by an earlier date to the extent required to ensure that the appropriation required for a particular year under the new schedule shall not be less than the amount identified for that year under the prior schedule established under this section.

(c) If a schedule established under this section would result in an appropriation in the first fiscal year of the schedule that is greater than 8 per cent more than the appropriation in the previous fiscal year, the requirement of subsection (2) of subdivision (a) may be adjusted with the approval of the public employee retirement administration commission.

AMENDMENT NO. 7

Mr. Fagan of Taunton moves to amend House Bill 4572 in Section 2A, by inserting before item 1599-1027 the following item:

“1599-0030 For a reserve for election costs including but not limited to special election costs for municipalities; provided, that any unexpended funds from this line item shall be made available in fiscal year 2011\$7,000,000”.

AMENDMENT NO. 8

Mr. Naughton of Clinton moves to amend the bill by adding the following section:

SECTION __: Provided further that in section 2, line item 8000-4692, not less than \$80,000 be provided to the town of Clinton for extraordinary costs associated with public safety matters.

AMENDMENT NO. 9

Mr. Straus of Mattapoisett moves to amend the bill by adding the following section:

SECTION X. Section 1(a) of Chapter 93H of the General Laws be amended by striking the definition of “encrypted” and replacing with:

“Encrypted,” the protection of data in electronic form in storage or in transit using an encryption technology that has been adopted by an established standards setting body which renders such data indecipherable in the absence of associated cryptographic keys necessary to enable decryption of such data and includes appropriate safeguards of such keys to protect the integrity of the encryption.

AMENDMENT NO. 10

Mr. Straus of Mattapoisett moves to amend the bill by adding the following section:

SECTION X. Notwithstanding any general or special law to the contrary, Section 139 (g) of Chapter 164 of the General Laws shall be amended by striking the word "section" at the end thereof and inserting in its place thereof and inserting in its place the following:

" section, including but not limited to rules governing the queuing of applications for net metering service. Said rules and regulations shall include but not be limited to exempting any applications properly filed notwithstanding the limitations on net metering as described in subsection (f) of this section.”

AMENDMENT NO. 11

Ms. Reinstein of Revere moves to amend the bill in Section 37, line 397, by adding after the word “owners”, the words: “and or lessees”; in line 405 by striking out the word “of” and inserting in place thereof the words “who housed”; and in Section 40, in line 447 by striking out “may” and inserting in place thereof the word “shall”.

AMENDMENT NO. 12

Mr. Linsky of Natick moves to amend H 4572 by adding the following new section:-

SECTION 1. Notwithstanding section IV-1 of Article IV of the Town of Millis' home rule charter, or any other general law or special, by-law, or charter provision to the contrary, the Town of Millis may hold its annual town election on May 11, 2010. All previously published deadline dates for submitting nomination papers, certifying nomination papers and candidate withdrawals for the annual town election shall remain unchanged.

SECTION 2. This act shall take effect upon its passage.

AMENDMENT NO. 13

Mr. Linsky of Natick moves to amend H 4572 by adding the following new section:-

SECTION 1. Chapter 8 of the Acts of 1931 is hereby repealed.

SECTION 2. The position of chief of police in the town of Natick shall be exempt from the provisions of chapter thirty-one of the General Laws.

SECTION 3. The provisions of Section 1 and Section 2 of this act shall not impair the civil service status of the person holding the position of interim chief of police in the town of Natick on the effective date of this act.

SECTION 4. This act shall take effect upon its passage.

AMENDMENT NO. 14

Representative Kane of Holyoke moves to amend H4572 by adding the following section:-

Section XX. Notwithstanding any general or special law to the contrary, the secretary of health and human services shall expend not less than \$5,000,000 obtained from increased Federal Medical Assistance Percentage (FMAP) provided through the American Recovery and Reinvestment Act (ARRA) for the purpose of a one-time grant program to improve and enhance the ability of teaching and community hospitals to serve medically underserved populations more efficiently and effectively through the use of: community-based care, disease management services, primary care services with particular emphasis on medical home - based care, pharmacy management services and other services that the secretary deems relevant. The secretary shall publicize the existence of the grant program no later than April 1, 2010 to eligible providers and shall award grants no later than May 1, 2010. The criteria for selection shall be limited to, the following:

(1) financial performance measures including negative operating margins, insufficient cash flow, technical bond default and the uncertain ability to cover long-term obligations, as well as potential for loss of critical community services; and

(2) the percentage of patients with mental or substance abuse disorders served by a provider.

AMENDMENT NO. 15

Mr. Scaccia of Boston moves to amend HB 4572 in section 2, by inserting after item 0321-1510 the following item:-

“0521-0000 For the reimbursement of the cost to conduct the three special elections to fill vacancies in the Norfolk, Bristol and Middlesex Senate District, the Middlesex, Suffolk and Essex Senate District and the 16th Essex Representative District.....\$257,041”

AMENDMENT NO. 16

Mr. Rodrigues of Westport moves that the bill, H. 4572, be amended in Section 2A by inserting the following line item:-

1599-4285 For a reserve to meet the fiscal year 2010 costs of salary adjustments and other economic benefits authorized by the collective bargaining agreement between the Bristol county sheriff's department and the Massachusetts Correction Officer Federated Union, and to meet the fiscal year 2010 costs of salary adjustments and other economic benefits necessary to provide equal adjustments and benefits to employees employed in confidential positions which otherwise would be covered by this agreement; provided, that the personnel administrator, with the approval of the secretary of administration and finance, shall determine these adjustments and benefits for the confidential employees in accordance with the collective bargaining agreement then in effect which otherwise would cover these positions; and provided further, that the secretary may transfer from the sum appropriated in this item to other items of appropriation and allocations thereof for fiscal year 2010 amounts that are necessary to meet these costs where the amounts otherwise available are insufficient for the purpose, in accordance with a transfer plan which shall be filed in advance with the house and senate committees on ways and means.....\$69,063

AMENDMENT NO. 17

Mr. Rodrigues of Westport moves that the bill, H. 4572, be amended by adding at the end thereof the following three sections:-

SECTION XX. Section 2RR of chapter 29 of the General Laws, as appearing in the 2008 Official Edition, is hereby amended by inserting after the word "Training", in line 3, the following word:- Trust.

SECTION XX. Said section 2RR of chapter 29, as so appearing, is hereby further amended by striking out, in lines 6 and 7, the words "Subject to appropriation, the commissioner, which in this section shall have the meaning assigned by SECTION 1 of chapter 151A" and inserting in place thereof the following words:- The commissioner, which in this section shall have the meaning assigned by SECTION 1 of chapter 151A, shall be the trustee of the Fund and, without further appropriation.

SECTION XX. Sections 3A, 20A and 25 of chapter 175 of the acts of 1998 are hereby repealed.

AMENDMENT NO. 18

Representative Callahan of Sutton moves to amend House bill 4572 by adding at the end thereof the following:-

"SECTION XX- The office of the comptroller shall develop a free searchable website with comprehensive information on state budgets and expenditures. Such website shall have detailed information relative to all accounts within the annual appropriation act and any deficiency budgets. This information shall include, but is not limited to vendor and expenditure contract amounts related to employee benefits, salaries and wages, communications and utilities, printing and reproduction, professional service and fees, rentals and leases, repairs and maintenance, supplies and material, and travel. This website shall be updated by the office of the comptroller.

Furthermore, a detailed itemized budget relative to house and senate operations contained in any legislative accounts including; line items 9500-0000, 9600-0000, and 9700-0000 shall be filed by the offices of house speaker and senate president with both the house and senate committees on ways and means prior to the release of the annual house and senate budgets for the proposed fiscal year budget and any changes made to said itemized operations in such legislative accounts shall be duly noted. These itemized budgets shall include, but are not limited to vendor and expenditure contract amounts related to employee benefits, salaries and wages, communications and utilities, printing and reproduction, professional service and fees, rentals and leases, repairs and maintenance, supplies and material, and travel. These itemized budgets and changes shall be made available on the website as well as to all members of the General Court."

AMENDMENT NO. 19

Representative Callahan of Sutton moves to amend House bill 4572 by adding at the end thereof the following:-

“SECTION XX- Chapter 7 of the General Laws is hereby amended by adding the following section:-

1. For purposes of this section, “lean” means a performance oriented system for organizing and managing public sector services, products, operations, suppliers and customer relations to create measurable results, to improve public value and enhance service delivery. Such results, value and delivery may be expressed as providing goods and services with higher quality and fewer defects and errors, with less human effort, less space, less capital and less time than more traditional systems.
2. The Executive Office of Administration and Finance shall be responsible for implementing and overseeing a comprehensive Lean Enterprise Performance Program. The function of the program is to ensure state wide implementation of lean tools and techniques as a component of an overall performance management system for all executive branch agencies and departments. The Governor and the Executive Office of Administration and Finance shall be responsible for researching and reviewing how other states have successfully implemented and continue to execute lean performance models and measures. The governor shall make recommendations to the Executive Office of Administration and Finance on the desired structure to implement such a program and the initial necessary educational resources or consulting services needed to pilot and subsequently provide for full implementation of the program. Funding for a Lean Enterprise Performance Program shall be made via annual fiscal appropriations contained within the Executive Office of Administration and Finance.
3. The scope of responsibilities for the Lean Enterprise Performance Program shall include, but not to be limited to, the following:
 - a. Create strategic and tactical approaches for lean implementation, including integration into State governance and operational systems.
 - b. Lead and develop the commonwealth’s capacity to implement lean concepts, principles and methods within existing state government entities, including design and development of instructional and training materials as needed with the goal of integrating continuous improvement into the state wide organizational culture.
 - c. Create demand for lean concepts, principles and methods across various state agencies and departments. Communicate with agency secretariats, commissioners, directors, board, commissions and management to create interest and organizational skills to implement lean to improve specific departmental or agency results. Provide direction and advice to department heads and senior management to plan and implement departmental level lean initiatives: direct and review plans for leadership and assist with the selection of process improvement projects of key importance to department and agency goals, programs and missions that are focused on eliminating waste and inefficiencies and improving public services delivery flow.
 - d. Identify and assist departments in identifying potential lean projects, continuously evaluate organizational performance in meeting objectives, identify and structure the direction the lean implementation should take to provide for the greatest effectiveness and to justify critical and far reaching changes.
 - e. Lead the collection and reporting of data and learning related to lean accomplishments throughout the commonwealth. Widely disseminate lean results and learning goals with the public, stakeholders and other audiences at local, state and national levels to demonstrate the improved service outcomes, public benefits and returns on investment.
 - f. Evaluate the effect of unforeseen developments on plans and programs and present to top leadership suggested changes in overall direction or redirection. Provide input related to proposals regarding new or revised legislation, regulations and related changes which have a direct impact over the implementation.

- g. Lead the development of alliances and partnerships with the business community, associations, consultants and other stakeholders to enhance external support and advance the implementation of lean concepts, principles and methods in Massachusetts state government.
- h. Coordinate outreach and education efforts among the leadership and members of the general court and staff to build support for and understanding of the continuous nature of quality improvement efforts relative to a comprehensive state wide Lean Enterprise Performance Program.

AMENDMENT NO. 20

Ms. Wolf of Cambridge moves to amend the bill in Section 2, in item 4000-0600, by adding the following: "Medicaid shall expend the \$2.5M that was allocated for Long Term Care Options Counseling in the Fiscal Year 2010 budget or issue a report to the Legislature on the status of the funding."

AMENDMENT NO. 21

Mr. Koutoujian of Waltham moves to amend the bill by adding the following section:

SECTION X.

(A) Section 9(b) of chapter 94C of the General Laws is hereby amended in the third paragraph by inserting at the end thereof the following:

This section shall not be construed to prohibit a physician or an optometrist from the in-office dispensing and sale of a vision correction device, including contact lenses that contain a controlled substance component, provided that the controlled substance is within the profession's designated scope of practice.

(B) Section 66B of chapter 112 of the General Laws is hereby amended by inserting at the end thereof the following:

This section shall not be construed to prohibit a physician or an optometrist from the in-office dispensing and sale of a vision correction device, including contact lenses that contain a controlled substance component, provided that the controlled substance is within the profession's designated scope of practice.

AMENDMENT NO. 22

Mr. D'Amico of Seekonk moves to further amend Amendment 4 by deleting the text in its entirety and substituting the following:

"SECTION X. Section 1. Paragraph (2) of subsection (1) of said section 6 of chapter 62 of the General Laws, as appearing in section 2 of chapter 63 of the acts of 2007, is hereby amended by striking out the second and third sentences and inserting in place thereof the following sentence:- The credit shall be equal to 20 per cent of the total aggregate payroll paid by a motion picture production company that constitutes Massachusetts source income, when total production costs incurred in the commonwealth equal or exceed \$250,000 during the taxable year.

Section 2. Paragraph (4) of said subsection (1) of said section 6 of said chapter 62, as so appearing, is hereby amended by striking out the first sentence and inserting in place thereof the following sentence:- The tax credit shall be taken against the taxes imposed under this chapter and shall not be refundable.

Section 3. Said subsection (1) of said section 6 of said chapter 62, as so appearing, is hereby further amended by inserting after paragraph (5) the following paragraph:-

(6) The total amount of tax credits provided under this subsection in connection with any motion picture production shall not exceed \$7,000,000.

Section 4. Subsection (b) of section 38X of chapter 63 of the General Laws, as inserted by section 82 of chapter 173 of the acts of 2008, is hereby amended by striking out the second and third sentences and inserting in place thereof the following sentence:- The credit shall be equal to 20 per cent of the total aggregate payroll paid by a motion picture production company that constitutes Massachusetts source income, when total production costs incurred in the commonwealth equal or exceed \$250,000 during the taxable year.

Section 5. Said section 38X of chapter 63, as so appearing, is hereby amended by adding the following subsection:-

(g) The total amount of tax credits provided under this subsection in connection with any 1 motion picture production shall not exceed \$7,000,000.

Section 6. Section 6 of chapter 64H of the General Laws, as so appearing, is hereby amended by striking out paragraph (ww) and inserting in place thereof the following paragraph:-

(ww) Sales of tangible personal property to a qualifying motion picture production company or to an accredited film school student for the production expenses related to a school film project. For the purposes of this paragraph a qualifying motion picture production company must expend in the aggregate not less than \$250,000 within the commonwealth in connection with the filming or production of 1 or more motion pictures in the commonwealth within any consecutive 12 month period and have the approval of the secretary of economic development and the commissioner. Any motion picture production company that intends to film all, or parts of, a motion picture or television program in the commonwealth and qualify for the exemption provided by this paragraph shall provide an estimate of total expenditures to be made in the commonwealth in connection with the filming or production of such motion picture or television program and shall designate a member or representative of the motion picture production company as a primary liaison with the commissioner for the purpose of facilitating the proper reporting of expenditures and other information as required by the commissioner. Said estimate of expenditures shall be filed prior to the commencement of filming in the commonwealth. Any qualifying motion picture production company that has been approved which fails to expend \$250,000 within a consecutive 12 month period shall be liable for the sales taxes that would have been paid had the approval not been granted. The sales taxes shall be considered due as of the date that taxable expenditures were made. The commissioner shall promulgate rules for the implementation of this paragraph.

Section 7. Chapter 158 of the acts of 2005 is hereby amended by striking out section 9 as amended by chapter 63 of the acts of 2007 and inserting in place thereof the following section:-

Section 9. This act shall be effective for tax years beginning on or after January 1, 2006 and before January 2013, but credits allowed pursuant to this act may be carried forward pursuant to sections 1 and 2 after January 2013.”.

AMENDMENT NO. 23

Mr. Jones of North Reading moves to amend Amendment #1 by striking the amendment in its entirety and inserting in place thereof the following:-

Mr. Jones of North Reading, Mr. McCarthy of East Bridgewater, Mr. Fagan of Taunton, Mr. Peterson of Grafton, Mr. Hill of Ipswich, Mrs. Poirier of North Attleboro, Mr. deMacedo of Plymouth, Mr. Barrows of Mansfield, Mr. Evangelidis of Holden, Mr. Frost of Auburn, Mrs. Gifford of Wareham, Mr. Hargraves of Groton, Mr. Humason of Westfield, Mr. Perry of Sandwich, Mrs. Polito of Westborough, Mr. Ross of Wrentham, Mr. Smola of Palmer, Mr. Webster of Hanson, Mr. Pignatelli of Lenox, Mr. Dwyer of Woburn, Mrs. Garry of Dracut, Mr. Stanley of Waltham, Mr. Patrick of Falmouth, Mr. Rogers of Norwood, Mr. Rodrigues of Westport, Mr. Flynn of Bridgewater, Mrs. Harkins of Needham, Mr. Miceli of Wilmington, and Mrs. Benson of Lunenburg move to amend House Bill 4572 by inserting prior to item 1599-1027 in section 2A the following:

“1599-0030For a reserve for election costs including but not limited to special election costs for municipalities; provided, that any unexpended funds from this line item shall be made available in fiscal year 2011\$7,200,000”

AMENDMENT NO. 24

Ms. Peisch of Wellesley moves to amend House Bill No. 4572 by adding the following section:-

SECTION XX. Chapter 67 of the Acts of 2007 is hereby amended by inserting at the end thereof:-

SECTION 7. For Fiscal Year 2010, municipalities that have opted into the group insurance commission shall be allowed to reimburse employees and retirees from premium savings realized by the municipalities that are attributable to plan changes effective February 1, 2010. Such reimbursement shall be limited to the actual additional costs and the decision to reimburse and the total amount of such reimbursement shall be left to the discretion of the Board of Selectmen in towns and the Mayor in cities of the participating municipalities.

AMENDMENT NO. 25

Mr. Naughton of Clinton, Mr. Bradley of Hingham, Mr. Aguilar of Fall River moves to amend the bill by adding the following section

SECTION __: Provided further that Section 1 of chapter 692 of the acts of 1973 is hereby amended by striking out after the phrase “nineteen hundred and fifty-eight and prior to” the words “April first, nineteen hundred and seventy-three and inserting in place thereof the phrase “May seventh, nineteen hundred and seventy-five.

AMENDMENT NO. 26

Rep. Welch of West Springfield moves to amend the bill by adding the following section

Section 45. The Department of Housing and Community Development shall institute a plan to end the practice of placing homeless families in hotels or motels with 1 year, provided further that the Department of Housing and Community Development shall institute a policy to clearly define the eligibility requirements for emergency shelter, provided further that those requirements shall include a residency requirement stating that those families that qualify for emergency assistance shall be a resident of Massachusetts and must prove residency by producing a valid piece of identification showing that the their last known address is within Massachusetts.

The Department of Housing and Community Development shall not place a family with a child under the age of 4 that qualifies for emergency shelter in a hotel or motel without confirming that the room that is being provided is equipped with a crib that meets Massachusetts safety codes for each child under the age of 4.

The Department of Housing and Community Development upon placing a family in a hotel or motel shall notify the host communities Health Department, Police Department and School Department within 48 hours of placement.

The Department of Housing and Community Development shall reimburse each community that hosts a family in a hotel or motel for costs relating to school transportation. It shall be the responsibility of the host community to submit to the Department of Housing and Community Development an itemized list of all transportation costs on a quarterly basis.

AMENDMENT NO. 27

Ms. Peisch of Wellesley moves to amend House Bill No. 4572 by adding the following section:-

SECTION XX. Chapter 67 of the Acts of 2007 is hereby amended by inserting at the end thereof:-

SECTION 7. Municipalities that have opted into the group insurance commission prior to January 1, 2010 shall be allowed to reimburse employees and retirees from premium savings realized by the municipalities that are attributable to plan changes effective February 1, 2010. Such reimbursement shall be limited to the actual additional costs and the decision to reimburse and the total amount of such reimbursement shall be left to the discretion of the Board of Selectmen in towns and the Mayor in cities of the participating municipalities.

AMENDMENT NO. 28

Mr. Mariano of Quincy moves to amend the bill in Section 38, in line 427, by striking out the date "March 31, 2010" and inserting in place thereof the date "June 30, 2010".

AMENDMENT NO. 29

Representative Webster of Pembroke moves that House bill 4572 be amended by adding the following section: -

"SECTION XX. Notwithstanding any general or special law or regulation to the contrary, the Department of Unemployment Assistance shall amend any regulation within its authority, authorized by chapter 151A of the General Laws, to allow employers to defer, without interest or penalty, up to two-thirds of contributions due and payable for the first calendar quarter of calendar year 2010."

AMENDMENT NO. 30

Mr. Cabral of New Bedford moves that H4572 be amended by adding the following section:-

SECTION XX. (A) Subsection (h) of section 1 of chapter 703 of the acts of 1963, as amended by section 11 of chapter 72 of the acts of 2007, is hereby further amended by striking out the words "any of the following public institutions of higher education: Bridgewater State College, Fitchburg State College, Framingham State College, the Massachusetts College of Art and Design, the Massachusetts Maritime Academy, the Massachusetts College of Liberal Arts, Salem State College, Westfield State College, Worcester State College" and inserting in place thereof the following words:- any public institution of higher education listed in section 5 of chapter 15A of the General Laws, except the University of Massachusetts and its campuses.

(B) The first sentence of section 3 of chapter 703 of the acts of 1963, as appearing in section 2 of chapter 290 of the acts of 1998, is hereby amended by inserting after the word "commonwealth" the following words:- ; but the Authority shall not provide housing facilities at community colleges.

AMENDMENT NO. 31

Ms. Walz of Boston moves to amend H 4572 by inserting after section 20 the following section:-

SECTION 20A. Chapter 90 of the General Laws, as so appearing, is hereby amended by inserting after section 32I the following section:-

Section 32J. (a) As used in this section, "carsharing organization" is a membership-based entity with a distributed fleet of private passenger motor vehicles that are made available to its members primarily for hourly or other short-term use through a self-service fully automated reservation system; provided, further, that a carsharing organization periodically charges a membership fee separate from any use-based fees relating to a specific vehicle; provided, however, that a carsharing organization does not include an arrangement where a separate written agreement is entered into each time a vehicle is transferred to its customer.

(b) Notwithstanding any general or special law, rule or regulation to the contrary, vehicles in a fleet of a carsharing organization shall display private passenger registration number plates as issued by the registrar; provided, however, that the fee paid by a carsharing organization for a private passenger registration number plate shall equal the fee paid for commercial registration plates.

AMENDMENT NO. 32

Mr. Murphy of Burlington moves to amend H. 4572 in section 2 by inserting after item 7003-0701 the following items:

9510-0000 For expenses incurred by the senate related to the joint committee on redistricting, prior appropriation continued \$350,000

9610-0000 For expenses incurred by the house of representatives related to the joint committee on

redistricting, prior appropriation continued \$350,000

AMENDMENT NO. 33

Mr. Stanley of Waltham moves to amend H. 4572 in Section 2 by inserting after line item 1410-0400 the following new item: -

1233-2450... For reimbursement to cities and towns for costs incurred for damage to municipal property and/or flood prevention efforts arising out of the March 2010 late winter rainstorm.....\$20,000,000